

## UTILITY DECLARATION APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled EDIBLE FILM FOR RELIEF OF COUGH OR SYMPTOMS ASSOCIATED WITH PHARYNGITIS, the specification of which was filed on November 14, 2003 and assigned serial no. 10/713,544.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim the benefit under Title 35, United States Code § 119(e) of the following United States application(s) listed below.

| Application Number(s) | Filing Date       |  |
|-----------------------|-------------------|--|
| 60/426,598            | November 14, 2002 |  |
| 60/497,186            | August 22, 2003   |  |

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

|                                | FULL NAME OF | FIRST Name       | MIDDLE Initial           | LAST Name                 |
|--------------------------------|--------------|------------------|--------------------------|---------------------------|
| 1                              | INVENTOR     | R.               | Steven                   | Davidson                  |
| 201                            | RESIDENCE &  | Çity \\\\        | State or Foreign Country | Country of Citizenship    |
| 201                            | CITIZENSHIP  | Warolano Hills   | LALIFORDIA.              | USA                       |
|                                | POST OFFICE  | 21800 OKNARD ST. | City                     | State or Country Zip Code |
|                                | ADDRESS      | Suite 980        | Ellit analogo it         | UT 1361                   |
| INVENTOR'S SIGNATURE LARGE COA |              |                  |                          |                           |



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: R. STEVEN DAVIDSON

**APPLICATION NO.:** 

10/713,544

FILED:

NOVEMBER 14, 2003

FOR: EDIBLE FILM FOR RELIEF OF COUGH OR

SYMPTOMS ASSOCIATED WITH

**PHARYNGITIS** 

**EXAMINER:** 

**ART UNIT:** 

CONF. NO:

## Power of Attorney by Assignee and Certification Under 37 C.F.R. § 3.73(b)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

I, the undersigned, acting on behalf of the Assignee of the entire right, title and interest in the above-identified patent application, by virtue of an Assignment filed concurrently herewith, appoint the attorneys and agents listed below to prosecute this application and transact all business with the U.S. Patent and Trademark Office in connection therewith. This appointment is to the exclusion of the inventor(s) and their attorney(s) and agent(s) in accordance with the provisions of 37 C.F.R. § 3.71.

All prior powers of attorney for this application are hereby revoked. The Assignee hereby appoints

STEPHEN E. ARNETT, Registration No. 47,392
RODGER K. CARREYN, Registration No. 50,774
MAY Y. CHAN, Registration No. 51,053
BRIAN R. COLEMAN, Registration No. 39,145
CHRISTOPHER DALEY-WATSON, Registration No. 34,807
PETER J. DEHLINGER, Registration No. 28,006
DAVID BOGART DORT, Registration No. 50,213
DAVID T. DUTCHER, Registration No. 51,638

LEEANN GORTHEY, Registration No. 37,337 JOSEPH HAMILTON, Registration No. 51,770 PAUL L. HICKMAN, Registration No. 28,516 EDWARD S. HOTCHKISS, Registration No. 33,904 STEVEN KELLEY, Registration No. 43,449 JONATHAN P. KUDLA, Registration No. 47,724 STEVEN D. LAWRENZ, Registration No. 37,376 JACQUELINE F. MAHONEY, Registration No. 48,390 SHAILESH MEHRA, Registration No. 44,934 JUDY M. MOHR, Registration No. 38,563 CHUN M. NG, Registration No. 36,878 KENNETH H. OHRINER, Registration No. 31,646 PAUL T. PARKER, Registration No. 38,264 MAURICE J. PIRIO, Registration No. 33,273 AARON J. POLEDNA, Registration No. 54,675 TIM R. SEELEY, Registration No. 53,575 LAUREN SLIGER, Registration No. 51,086 CARINA M. TAN, Registration No. 45,769 LARRY W. THROWER, Registration No. 47,994 GLENN E. VON TERSCH, Registration No. 41,364 JOHN M. WECHKIN, Registration No. 42,216 JAMES A.D. WHITE, Registration No. 43,985 MICHAEL J. WISE, Registration No. 34,047 ROBERT G. WOOLSTON, Registration No. 37,263 JAMES J. ZHU, Registration No. 52,396 all affiliated with Perkins Coie LLP.

Direct all telephone calls to Michael J. Wise at (310) 788-3210. Address all correspondence to:

Customer No. 34055
Perkins Coie LLP
Patent – LA
P.O. Box 1208
Seattle, WA 98111-1208
Phone: (310) 788-9900
Fax: (310) 788-3399

In accordance with 37 C.F.R. § 3.73(b), I hereby certify that I am empowered to act on behalf of the Assignee. To the best of my knowledge and belief, title is in the Assignee, as evidenced by the Assignment noted above.

I further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both,

under Title 18, USC § 1001 and that such willful false statements may jeopardize the validity of this application or any patent resulting therefrom.

ASSIGNEE: Zengen, Inc.

Signature: \_\_\_

Printed Name: Robert S. DAUGGED

Title: PRESIDENT & CEO

Date: 1/6/2004

Address: 6429 Independence Ave., Woodland Hills, CA 91367



Form PTO- 695 (Rev. 10/02)

## RECORDATION FORM COVER SHEET DATENTS ON! V

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

| OMB No. 0651-002 (exp. 6/30/2005)  |  |  |  |  |
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| Name of conveying party(ies):  | Name and address of receiving party(ies)                       |  |  |  |
| R. Steven DAVIDSON   | Name: Zengen, Inc.   |  |  |  |
|  | Internal Address: 6429 Independence Avenue                     |  |  |  |
| A Living Annual Control of the Contr | Woodland Hills, CA 91367                                       |  |  |  |
| Additional name(s) of conveying party(ies) attached? Yes V No  |  |  |  |  |
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| 01-06-04<br>Execution Date:  | Additional name(s) & address(es) attached? Yes V No            |  |  |  |
| 4. Application number(s) or patent number(s):  | / Additional Name(o) a dedices(es) state ed 1ee 1ee            |  |  |  |
| 4. Application number(s) or patent number(s):  If this document is being filed together with a new application, the execution date of the application is:  |  |  |  |  |
| , <del>-</del>   |  |  |  |  |
| A. Patent Application No.(s) 10/713,544  | B. Patent No.(s)   |  |  |  |
|  |  |  |  |  |
| Additional numbers attached? Yes No  |  |  |  |  |
| 5. Name and address of party to whom correspondence  | 6. Total number of applications and patents involved:          |  |  |  |
| concerning document should be mailed:  | 7. Total fee (37 CFR 3.41)\$40.00                              |  |  |  |
| Name:  |  |  |  |  |
| Perkins Coie LLP Internal Address:   | Enclosed  Authorized to be charged to deposit account          |  |  |  |
| P.O. Box 1208  |  |  |  |  |
| Seattle, WA 98111-1208   |  |  |  |  |
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| 9. Signature.  |  |  |  |  |
|  |  |  |  |  |
|  | January <u>[6</u> , 2004                                       |  |  |  |
| David P. Devlin, Reg. No. P-55,876   |  |  |  |  |
| Name of Person Signing Signature Date  |  |  |  |  |